

SERVED: MAY 12, 2009

DEPT OF TRANSPORTATION
DOCKET

MAY 12 PM 2:43

U.S. DEPARTMENT OF TRANSPORTATION
OFFICE OF HEARINGS
WASHINGTON, D.C.

IN THE MATTER OF

AIR SEA CONTAINERS, INC.,
Respondent.

DOCKET NO. PHMSA-2008-0350

**ADMINISTRATIVE LAW JUDGE'S ORDER
SHORTENING TIME TO ANSWER MOTION
FOR A PROTECTIVE ORDER**

The Respondent on April 30, 2009 filed a motion for a protective order, attaching thereto all of the discovery requests that had been served by the Office of Chief Counsel.

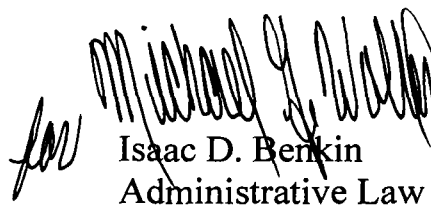
Because of the time limit on discovery, it is appropriate to resolve issues arising out of discovery requests as promptly as possible. Therefore, pursuant to § 107.321(b)(9) of the Hazardous Materials Program Procedures, 49 C.F.R. § 107.321(b)(9), I am shortening the time for the Chief Counsel's Office to submit its answer to the motion.

The deadline for filing an answer to the pending motion for a protective order is May 15, 2009.

In the future, a motion for a protective order or a motion to compel production should have attached to it or incorporated within it only those

discovery requests that are at issue and, if appropriate, the recipient's objection(s) thereto.

IT IS SO ORDERED.

 , Atty Adm'r
Isaac D. Benkin
Administrative Law Judge

Attachment-Service List

SERVICE LIST

ORIGINAL & ONE COPY

U.S. Department of Transportation
Dockets Operations, M-30
West Building Ground Floor
Room W12-140
1200 New Jersey Avenue, S.E.
Washington, DC 20590

ONE COPY

Nicholas C. Gladding, Esq.
Ruden, McClosky, Smith, Schuster &
Russell, P.A.
1515 Ringling Boulevard, Suite 700
Sarasota, FL 34236
TEL: 941-316-7634
FAX: 941-316-7934

Vincent Lopez, Esq.
Office of Chief Counsel
Pipeline and Hazardous Material Safety
Administration
1200 New Jersey Avenue, S.E.
Room E26-331
Washington, DC 20590
TEL: 202-366-5199
FAX: 202-366-7041

John Heneghan, Chief
Hazardous Materials Enforcement Office
Southern Region, PHH-46
233 Peachtree Street N.E., Suite 602
Atlanta, GA 30303

Shawn Wolsey, Attorney-Advisor
Office of Chief Counsel (PHC-10)
Pipeline and Hazardous Materials
Administration
1200 New Jersey Avenue, S.E.
Room E26-303
Washington, DC 20590
TEL: (202) 366-0299
FAX: (202) 366-7041

The Honorable Isaac D. Benkin
Administrative Law Judge
Office of Hearings, M-20
U.S. Department of Transportation
1200 New Jersey Avenue, S.E.
East Building, Ground Floor
Room E12-358
Washington, DC 20590
TEL: Attorney 202-366-0437
Legal Assistant 202-366-2132
FAX: 202-366-7536